

H. R. 685.

IN THE HOUSE OF REPRESENTATIVES.

FEBRUARY 24, 1849.

Ordered to be printed.

Mr. PRESTON proposes the following as a substitute for bill

H. R. 685 :

A BILL

Declaring the assent of Congress that a new State may be formed out of the territory ceded to the United States by the treaty of peace, friendship, limits, and settlement with the republic of Mexico, and admitted into the Union.

1 *Be it enacted by the Senate and House of Repre-*
2 *sentatives of the United States of America in Congress*
3 *assembled, That the Congress doth consent that a new*
4 *State may be erected out of and including all that terri-*
5 *tory ceded to the United States by the treaty of peace,*
6 *friendship, limits, and settlement with the republic of*
7 *Mexico, concluded second February, eighteen hundred*
8 *and forty-eight, with a republican form of government, to*
9 *be adopted by the inhabitants of said territory, assembled*
10 *by delegates in convention as hereinafter provided for that*

11 purpose, in order that the said State may be admitted into
12 this Union.

H. R. 622

1 SEC. 2. *And be it further enacted*, That the fore-
2 going consent of Congress is given upon the following
3 reservations and conditions: first, that the United States
4 hereby unconditionally reserves to the federal government
5 all right of property in the public domain and other pro-
6 perty ceded to the United States by the treaty of peace
7 aforesaid, free from all taxes or assessments of any kind
8 by the said State, and also the power of disposing of the
9 same, including the right of adjusting all claim and title to
10 land derived from foreign governments, in such manner as
11 Congress shall prescribe; second, that the new State shall
12 be formed and its government adopted prior to the first
13 day of December, in the year of our Lord eighteen hun-
14 dred and forty-nine.

1 SEC. 3. *And be it further enacted*, That on the said
2 first day of October, eighteen hundred and forty-nine, the
3 said new State having been thus formed by the name and
4 style of the State of California, and with the consent of the
5 people thereof, shall be received and admitted into the
6 Union as a new and entire member of the United States
7 of America.

1 SEC. 4. *And be it further enacted*, That the acting
2 governor of California, so soon as he shall be provided

3 with a copy of this act, to the end that the people may
4 have an opportunity of establishing for themselves a con-
5 stitution and republican form of government for said State,
6 prior to the first day of October next, shall immediately
7 proceed to lay off the country embraced within the limits
8 of the proposed State into convenient districts, for the
9 election of delegates to a convention for the pur-
10 pose of forming a State constitution, and shall desig-
11 nate the time and place of holding the election in each
12 district, appoint the officers to conduct the same, and pre-
13 scribe the mode of making the returns thereof, and shall
14 apportion the delegates, fifty in all, among the several dis-
15 tricts, as near as may be, according to the number of legal
16 voters in each; and he shall also designate the time and
17 place for the assembling of said convention. Every white
18 male citizen of said territory, being an actual resident of
19 the proposed State, and having attained the age of twenty-
20 one years, shall be entitled to vote at said election.

1 SEC. 5. *And be it further enacted*, That the State of
2 California, when admitted into this Union, in conformity
3 with the provisions of this act, shall be entitled and con-
4 tinue to be entitled, until the next general census, to two
5 representatives in the House of Representatives of the
6 United States; and in all other respects, as far as they
7 may be applicable, the laws of the United States shall
8 extend to and have force in the State of California.